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8 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

9  
10 CONSTANTIN DENIS MIHAI and  
ARNOLD NAPOLES,

11 Plaintiffs,

12 v.

13 ALEJANDRO MAYORKAS, in his official  
capacity as Secretary of Homeland Security,  
14 U.S. DEPARTMENT OF HOMELAND  
SECURITY, UR M. JADDOU, in her  
15 official capacity as Acting Director of U.S.  
Citizenship and Immigration Services, U.S.  
16 CITIZENSHIP AND IMMIGRATION  
SERVICES, the UNITED STATES OF  
17 AMERICA and JOHN DOES I through  
XX, inclusive,

18 Defendants.

Case No. 2:23-cv-01127-JAD-DJA

19 **Stipulation and Order**

**(Fourth Request)**

20 Plaintiffs Constantin Denis Mihai and Arnold Napoles and Defendants Alejandro  
21 Mayorkas, Secretary of Homeland Security, US Department of Homeland Security, Ur M.  
22 Jaddou, Acting Director of U.S. Citizenship and Immigration Services, United States  
23 Citizenship and Immigration Services and United States of America (“Federal  
24 Defendants”), hereby stipulate and agree as follows:

25 Plaintiffs filed their Complaint on July 19, 2023.

26 Plaintiffs served the United States with a copy of the Summons and Complaint via  
27 Certified Mail on August 4, 2023.

1       The current deadline for the United States to respond to the Plaintiffs' Complaint is  
2 on May 2, 2024.

3       Plaintiffs and the Federal Defendants, through undersigned counsel, stipulate and  
4 request that the Court approve a 90-day extension of time, from May 2, 2024, to July 31,  
5 2024, for Federal Defendants to file a response to the Complaint, ECF No. 1. This is the  
6 fourth request for an extension of time.

7       Since the filing of the third request for extension, the Agency has sent Plaintiff a  
8 notice regarding Plaintiffs' I-485 petition requiring Plaintiff to provide additional  
9 information and documentation by April 30, 2024. The additional 90 days will allow the  
10 necessary time for Plaintiff to provide a response and for the Agency to evaluate and  
11 adjudicate Plaintiffs' I-485 petition.

12      Therefore, the parties request that the Court extend the deadline for the United  
13 States to answer or otherwise respond to July 31, 2024.

14      This stipulated request is filed in good faith and not for the purposes of undue delay.

15      Respectfully submitted this 11th day of April 2024.

16 REZA ATHARI, MILLS & FINK, PLLC

JASON M. FRIERSON  
United States Attorney

17  
18 /s/ Gary Fink  
GARY FINK, ESQ.  
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Attorney for Plaintiffs

/s/ Virginia T. Tomova  
VIRGINIA T. TOMOVA  
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21  
22 IT IS SO ORDERED:  
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25 UNITED STATES MAGISTRATE JUDGE  
26 DATED: 4/12/2024  
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